

FIRST AMENDMENT TO LEGAL SERVICES CONTRACT

THIS FIRST AMENDMENT TO LEGAL SERVICES CONTRACT is hereby made and entered into dated May ___, 2015 by and between Young Boozer, as Treasurer of the State of Alabama, in his official capacity as Chairman of College Counts 529 Fund Board of Directors (“Program”) and Rushton, Stakely, Johnston & Garrett, P.A. (“Attorneys”).

WHEREAS, the parties entered into that certain Legal Services Contract dated as of May 24, 2013 (“Contract”) pursuant to which Attorneys agreed to perform legal services for the Program on the terms and conditions therein contained; and

WHEREAS, the parties thereto desire to extend the term of the Contract as contained in paragraph 2 of the Contract for an additional two-year period, and to add \$15,000 to the Contract amount as contained in paragraph 3 of the Contract in the event the ABLE Program becomes law and an active program.

NOW, THEREFORE, for and in consideration of the foregoing premises and other good and valuable consideration, the parties do hereby agree to amend, and do hereby amend, the Contract as follows:

1. Paragraph 2 of the Contract is hereby amended by deleting the reference to “2015” in the first sentence of such paragraph and, in lieu thereof, inserting a reference to “2017” so that the Contract shall expire in May 2017.
2. Paragraph 3 of the Contract is hereby amended by deleting the reference to “\$20,000” in the last sentence of such paragraph and, in lieu thereof, inserting “\$35,000” as the total amount that services shall not exceed during the term of the Contract.
3. Except as amended or modified hereby, the Contract shall remain in full force and effect and the terms and conditions thereof are hereby confirmed.

IN WITNESS WHEREOF, the parties hereto have executed this Contract as of the date written adjacent thereto.

Young Boozer, Treasurer and as Chair of
College Counts 529 Fund Board of Directors

Date

Rushton, Stakely, Johnston & Garrett P.A.

By: _____
Name: _____
Its _____

Date